

SECOND AMENDED
APPLICATION FOR PERMIT

Nº 43491

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

APR 10 1981

Date of filing in State Engineer's Office.....

JUN 10 1981

Returned to applicant for correction.....

Corrected application filed.....

SEP 10 1981

Map filed.....

The applicant.....COOK DRILLING CO., INC.

STAR RT. 15 BOX 453

Street and No. or P.O. Box No.

, of LATHROPWELLS

City or Town

NEVADA 89020

State and Zip Code No.

hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) INC. DATE: AUGUST 21, 1974 NYE COUNTY, NEVADA

1. The source of the proposed appropriation is UNDERGROUND SOURCE

Name of stream, lake or other source.

2. The amount of water applied for is 1.782 C.F.S.

second-feet

One second-foot equals 448.83 gals. per min.

- (a) If stored in reservoir give number of acre-feet.....

acre-feet

3. The water to be used for INDUSTRIAL AND DOMESTIC USE

Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

- (a) Irrigation (state number of acres to be irrigated).....

- (b) Stockwater (state number and kinds of animals to be watered).....

- (c) Other use (describe fully under "No. 12. Remarks") AGGREGATE PRODUCTION

- (d) Power:

- (1) Horsepower developed.....

- (2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point: SE1/4 SEC. 12, T. 16 S., R.47

E. M.D.B. & M.; POINT BEING S.18°26'06"E. 316 FEET TO THE SE CORNER OF SAID SECTION

Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,

12. THIS TOWNSHIP IS UN-SURVEYED THE S1/4 CORNER AND BASIS OF BEARING WERE SET AS it should be stated. PER INSTRUCTIONS BY LASEL BLAND, CHIEF OF CADASTRIAL SURVEYS.

6. Place of use S1/2 SW1/4 SECTION 12, T.16 S., R.47 E., M.D.B. & M. UNSURVEYED LAND

Describe by legal subdivision, if on unsurveyed land it should be so stated.

7. Use will begin about JANUARY 1 and end about DECEMBER 31, of each year.

Month and Day

Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) FROM WELL TO PIPE TO AGGREGATE PRODUCTION

PLANT.

State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.

9. Estimated cost of works. \$15,000
10. Estimated time required to construct works. ONE YEAR
If well completed, describe works.
11. Estimated time required to complete the application to beneficial use. ONE YEAR

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

AGGREGATE PRODUCTION CONSISTS OF CRUSHING AND WASHING CONCRETE AGGREGATE AND SAND, AND CRUSHING AGGREGATE FOR ROAD SURFACING. AMOUNT OF WATER USED WILL BE 48,000 G.P.H. 8 HOURS/DAY 5 DAY/WEEK THROUGH THE YEAR.

By s/Brent R. Woolsey
Signature, applicant or agent
BOX 465
INDIAN SPRINGS, NEVADA 89018

Compared sg/js bt/bc

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.782 cubic feet per second, but not to exceed 99.84 million gallons annually.

Actual construction work shall begin on or before N/A

Proof of commencement of work shall be filed before N/A

Work must be prosecuted with reasonable diligence and be completed on or before February 1, 1983

Proof of completion of work shall be filed before March 1, 1983

Application of water to beneficial use shall be made on or before February 1, 1986

Proof of the application of water to beneficial use shall be filed on or before March 1, 1986

Map in support of proof of beneficial use shall be filed on or before

Commencement of work filed IN TESTIMONY WHEREOF, I PETER G. MORROS
Completion of work filed State Engineer of Nevada, have hereunto set my hand and the seal of
Proof of beneficial use filed my office, this 1st day of FEBRUARY
Cultural map filed

Certificate No. APR 9 1985
CANCELED BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

State Engineer